



PATENT
Attorney Docket No.: A-69192-1/DJB/JJD/AMS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MACK et al.

Serial No.: 09/828,307

Filed: April 6, 2001

For: Novel Methods of Diagnosing
Cancer, Compositions, and Methods of
Screening for Cancer Modulators

) Examiner: Unknown

) Group Art Unit: 1645

) CERTIFICATE OF MAILING

) I hereby certify that this correspondence, including listed
) enclosures, is being deposited with the United States
) Postal Service as First Class Mail in an envelope
) addressed to: Assistant Commissioner for Patents, BOX
MISSING PARTS, Washington, DC 20231
on 2/25/01

Signed: _____

Gail Diehl

RESPONSE TO NOTICE TO FILE MISSING PARTS
Filing Date Granted

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, *Filing Date*
Granted, mailed May 16, 2001, enclosed are the following documents:

- 1) A copy of the Notice to File Missing Parts of Application, *Filing Date*
Granted, Form PTO-153(b);
- 2) Executed Declaration and Power of Attorney for Patent Application;
- 3) Executed Power of Attorney by Assignee;
- 4) PTO Communication and Amendment re Sequence Listing;
- 5) Substitute page 17 of Sequence Listing;
- 6) Substitute computer readable form copy of the Sequence Listing;
- 7) Petition for Extension of Time (1 Mo);

8) Check in the amount of \$1,729.00 comprised of the following:

Filing Fee	\$355.00
Surcharge for filing the fee	
on a date later than the filing date	\$ 65.00
Fee for 31 total claims over 20	\$279.00
Fee for 21 independent claims over 3	\$840.00
Fee for multiple dependent claim	\$135.00
Fee for 1 Month Extension of Time	\$ 55.00;

8) Return postcard.


Applicant claims Small Entity status under 37 CFR 1.27.

The Assistant Commissioner is hereby authorized to charge any additional fees, including extensions, or credit any overpayment to Deposit Account 03-1600 (File A-69192-1/DJB/JJD/AMS).

Respectfully submitted,

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

By



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UNITED STATES PATENT AND TRADEMARK OFFICE



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,307	04/06/2001	David Mack	A-69192-1/DJB/JJD/AMS

CONFIRMATION NO. 7761

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400
Four Embarcadero Center
San Francisco, CA 94111-4187

FORMALITIES LETTER



OC000000006081935

Date Mailed: 05/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1254.
 - \$279 for 31 total claims over 20.
 - \$840 for 21 independent claims over 3 .
 - \$135 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1674.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

08/01/2001 EABUBAK1 00000030 09828307

01 FC:201	355.00 OP
02 FC:202	840.00 OP
03 FC:203	279.00 OP
04 FC:204	135.00 OP

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For questions regarding compliance with these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patent Software, call (703) 306-2600
- For Patent Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE